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8 **UNITED STATES DISTRICT COURT**
9 **DISTRICT OF NEVADA**

10 ETHEL CAROL CLEVELAND-SMITH,)
11 Plaintiff,)
12 v.)
13 RALPHS GROCERY COMPANY, dba)
14 FOOD 4 LESS; DOES I through X,)
15 inclusive and ROE CORPORATIONS I)
through X, inclusive)
16 Defendants.)

Case No. 2:14-cv-00053-JAD-PAL

**STIPULATION AND ORDER FOR
DISMISSAL WITH PREJUDICE**

17
18 COMES NOW, Plaintiff Ethel Carol Cleveland-Smith, by and through Counsel of
19 Record Matthew Q. Callister, Esq. and Robert W. Curtis, Esq. of the Law Firm of Callister &
20 Associates, and Defendant Ralph's Grocery Company, dba Food 4 Less by and through counsel
21 of record Jennifer L. Sanders, Esq. Of the Law Firm of Wolfe & Wyman LLP and pursuant to
22 FRCP 41 hereby represent and stipulate as follows:

23 **IT IS HEREBY STIPULATED AND AGREED** to by and between the parties that Case
24 No. 2:14-cv-00053-JAD-PAL shall be dismissed with prejudice, each party to bear its own
25 attorney's fees and costs as to said claims.

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1 **IT IS FURTHER STIPULATED AND AGREED** that the Defendant's Motion for
2 Summary Judgment be withdrawn.

3 Dated this ____ day of February 2015

Dated this ____ day of February 2015

4 **CALLISTER & ASSOCIATES**

WOLFE & WYMAN LLP

5
6 /s/Robert W. Curtis, Esq.

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14 **ORDER**

15 UPON THE STIPULATION OF THE PARTIES, and good cause appearing:

16 **IT IS HEREBY ORDERED** that Case No. 2:14-cv-00053-JAD-PAL shall be dismissed
17 with prejudice, each party to bear its own attorney's fees and costs as to said claims.

18 **IT IS FURTHER ORDERED** that the Defendant's Motion for Summary Judgment
19 [34] is DENIED as moot.

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21 Dated: March 2, 2015.

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23 
U.S. DISTRICT COURT JUDGE

24 Case No. 2:14-cv-00053-JAD-PAL